

THURSDAY, SEPTEMBER 30, 1999
(105)

The House was called to order by the SPEAKER.

¶105.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, September 29, 1999.

Mr. GREEN of Wisconsin, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. GREEN of Wisconsin objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER, pursuant to clause 8, rule XX, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶105.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XIV, were referred as follows:

4575. A letter from the Administrator, Marketing and Regulatory Programs, Department of Agriculture, transmitting the Department's final rule—Dried Prunes Produced in California; Decreased Assessment Rate [Docket No. FV99-993-3 FR] received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4576. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Diflubenzuron; Pesticide Tolerances for Emergency Exemptions [OPP-300921; FRL-6382-1] (RIN: 2070-AB78) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4577. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Pymetrozine; Pesticide Tolerance [OPP-300929; FRL-6385-6] (RIN: 2070-AB78) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4578. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Tebufenozide; Pesticide Tolerance [OPP-300923; FRL-6383-6] (RIN: 2070-AB78) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

4579. A communication from the President of the United States, transmitting a request for funds for the Department of Agriculture and the Department of the Interior to be used to address the urgent needs arising from the consequences of the severe and numerous fires on Federal public lands throughout the western United States; (H. Doc. No. 106-136); to the Committee on Appropriations and ordered to be printed.

4580. A communication from the President of the United States, transmitting notification of funding for the Department of the Interior and the United States Information Agency to support environmental protection activities with India in the national interest of the United States; (H. Doc. No. 106-137); to the Committee on Appropriations and ordered to be printed.

4581. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; California Plan Revision, San Luis Obispo County Air Pollution Control District South Coast Air Quality Management District [CA 198-0175a; FRL-6445-6] received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

4582. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—Oklahoma Regulatory Program [SPATS No. OK-020-FOR] received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

4583. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Saab Model SAAB SF340A and SAAB 340B Series Airplanes [Docket No. 99-NM-118-AD; Amendment 39-11328; AD 99-19-41] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4584. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Series Airplanes [Docket No. 99-NM-328-AD; Amendment 39-11329; AD 99-20-01] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4585. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Airbus Model A310 and A300-600 Series Airplanes [Docket No. 99-NM-110-AD; Amendment 39-11327; AD 99-19-40] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4586. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Airbus Model A310 Series Airplanes [Docket No. 99-NM-91-AD; Amendment 39-11325; AD 99-19-38] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4587. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Robinson Helicopter Company Model R44 Helicopters [Docket No. 99-SW-46-AD; Amendment 39-11331; AD 99-17-17] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4588. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Bombardier Model DH C-8-100 and -300 Series Airplanes [Docket No. 97-NM-58-AD; Amendment 39-11321; AD 99-19-34] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4589. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Bombardier Model DHC-8-100 and -300 Series Airplanes [Docket No. 98-NM-384-AD; Amendment 39-11324; AD 99-19-37] (RIN:

2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4590. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Dornier Model 328-100 Series Airplanes [Docket No. 98-NM-366-AD; Amendment 39-11323; AD 99-19-36] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4591. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; British Aerospace BAe Model ATP Airplanes [Docket No. 98-NM-344-AD; Amendment 39-11322; AD 99-19-35] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4592. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100) Series Airplanes [Docket No. 99-NM-92-AD; Amendment 39-11326; AD 99-19-39] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4593. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of Class D Airspace; Sugar Land, TX [Airspace Docket No. 99-ASW-01] received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4594. A letter from the Chief, Office of Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Security Zone: Presidential Visit and United Nations General Assembly, East River, New York [CGD01-99-167] (RIN: 2115-AA97) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4595. A letter from the Chief, Office of Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule—Safety Zone; Santa Barbara Channel, CA [COTP Los Angeles-Long Beach, CA; 99-005] (RIN: 2115-AA97) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4596. A letter from the Program Analyst, Office of the Chief Counsel, FAA, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Series Airplanes [Docket No. 98-NM-329-AD; Amendment 39-11330; AD 99-20-02] (RIN: 2120-AA64) received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

4597. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—RJR Nabisco, Inc., et al., v. Commissioner [T.C. Memo. 1998-252 (Dkt. No. 3796-95)] received September 24, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

4598. A letter from the Chair, Medicare Payment Advisory Commission, transmitting the June 1999 Report to the Congress: Selected Medicare Issues; jointly to the Committees on Ways and Means and Commerce.

¶105.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. McDevitt, one of its clerks, announced a bill of the following title in which concurrence of the House is requested:

S. 1051. An Act to amend the Energy Policy and Conservation Act to manage the Strategic Petroleum Reserve more effectively, and for other purposes.

¶105.4 SOCIAL SECURITY ADVISORY BOARD

The SPEAKER pro tempore, Mr. BARRETT of Nebraska, by unanimous consent, announced that the Speaker, pursuant to section 703 of the Social Security Act (42 United States Code 903) as amended by section 103 of Public Law 103-296, and upon the recommendation of the Minority Leader, reappointed to the Social Security Advisory Board, for a six-year term, Ms. Martha Keys, of Virginia, from private life, on the part of the House.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶105.5 PROVIDING FOR THE CONSIDERATION OF H.R. 2910

Mr. DIAZ-BALART, by direction of the Committee on Rules, called up the following resolution (H. Res. 312):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2910) to amend title 49, United States Code, to authorize appropriations for the National Transportation Safety Board for fiscal years 2000, 2001, and 2002, and for other purposes. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution. Each section of that amendment in the nature of a substitute shall be considered as read. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for the purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. The Chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may

demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. DIAZ-BALART, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BARRETT of Nebraska, announced that the yeas had it.

Mr. DIAZ-BALART objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 420
Nays 0

¶105.6 [Roll No. 460]
YEAS—420

Abercrombie	Carson	Fletcher
Ackerman	Castle	Foley
Aderholt	Chabot	Forbes
Allen	Chambliss	Ford
Andrews	Clay	Fossella
Archer	Clayton	Fowler
Armey	Clement	Frank (MA)
Bachus	Clyburn	Franks (NJ)
Baird	Coble	Frelinghuysen
Baker	Coburn	Frost
Baldacci	Collins	Galleghy
Baldwin	Combest	Ganske
Ballenger	Condit	Gejdenson
Barcia	Conyers	Gekas
Barr	Cook	Gephardt
Barrett (NE)	Cooksey	Gibbons
Barrett (WI)	Costello	Gilchrest
Bartlett	Cox	Gillmor
Barton	Coyne	Gilman
Bass	Cramer	Gonzalez
Bateman	Crane	Goode
Bentsen	Crowley	Goodlatte
Bereuter	Cummings	Goodling
Berkley	Cunningham	Gordon
Berman	Davis (FL)	Goss
Berry	Davis (IL)	Graham
Biggert	Davis (VA)	Granger
Bilbray	Deal	Green (TX)
Bilirakis	DeFazio	Green (WI)
Bishop	DeGette	Greenwood
Blagojevich	Delahunt	Gutierrez
Biley	DeLauro	Gutknecht
Blumenauer	DeLay	Hall (OH)
Blunt	DeMint	Hall (TX)
Boehlert	Deutsch	Hansen
Boehner	Diaz-Balart	Hastings (FL)
Bonilla	Dickey	Hastings (WA)
Bonior	Dicks	Hayes
Bono	Dingell	Hayworth
Borski	Dixon	Hefley
Boswell	Doggett	Herger
Boucher	Douley	Hill (IN)
Boyd	Doolittle	Hill (MT)
Brady (PA)	Doyle	Hilleary
Brady (TX)	Dreier	Hilliard
Brown (FL)	Duncan	Hinchey
Brown (OH)	Dunn	Hinojosa
Bryant	Edwards	Hobson
Burr	Ehlers	Hoefel
Burton	Ehrlich	Hoekstra
Buyer	Emerson	Holden
Callahan	English	Holt
Calvert	Eshoo	Horn
Camp	Etheridge	Hostettler
Campbell	Evans	Hoyer
Canady	Everett	Hulshof
Cannon	Ewing	Hunter
Capps	Farr	Hutchinson
Capuano	Fattah	Hyde
Cardin	Filner	Inslee

Isakson	Mink	Sessions
Istook	Moakley	Shadegg
Jackson (IL)	Mollohan	Shaw
Jackson-Lee	Moore	Shays
(TX)	Moran (KS)	Sherman
Jenkins	Moran (VA)	Sherwood
John	Morella	Shimkus
Johnson (CT)	Murtha	Shows
Johnson, E. B.	Myrick	Shuster
Johnson, Sam	Nadler	Simpson
Jones (NC)	Napolitano	Sisisky
Jones (OH)	Neal	Skeen
Kanjorski	Nethercutt	Skelton
Kaptur	Ney	Slaughter
Kasich	Northup	Smith (MI)
Kelly	Norwood	Smith (NJ)
Kennedy	Nussle	Smith (TX)
Kildee	Oberstar	Smith (WA)
Kilpatrick	Obey	Snyder
Kind (WI)	Olver	Souder
King (NY)	Ortiz	Spence
Kingston	Ose	Spratt
Klecza	Owens	Stabenow
Klink	Oxley	Stark
Knollenberg	Packard	Stearns
Kolbe	Pallone	Stenholm
Kucinich	Pascarell	Strickland
Kuykendall	Pastor	Stump
LaFalce	Paul	Stupak
LaHood	Payne	Sununu
Lampson	Pease	Sweeney
Lantos	Pelosi	Talent
Largent	Peterson (MN)	Tancredo
Larson	Peterson (PA)	Tanner
Latham	Petri	Tauscher
LaTourette	Phelps	Tauzin
Lazio	Pickering	Taylor (MS)
Leach	Pickett	Taylor (NC)
Lee	Pitts	Terry
Levin	Pombo	Thomas
Lewis (CA)	Pomeroy	Thompson (CA)
Lewis (GA)	Porter	Thompson (MS)
Lewis (KY)	Portman	Thornberry
Linder	Price (NC)	Thune
Lipinski	Pryce (OH)	Thurman
LoBiondo	Quinn	Tiahrt
Lofgren	Radanovich	Tierney
Lowey	Rahall	Toomey
Lucas (KY)	Ramstad	Towns
Lucas (OK)	Rangel	Trafficant
Luther	Regula	Turner
Maloney (CT)	Reyes	Udall (CO)
Maloney (NY)	Reynolds	Udall (NM)
Manzullo	Riley	Upton
Markey	Rivers	Velazquez
Martinez	Rodriguez	Vento
Mascara	Roemer	Visclosky
Matsui	Rogan	Vitter
McCarthy (MO)	Rogers	Walden
McCarthy (NY)	Rohrabacher	Walsh
McCollum	Ros-Lehtinen	Wamp
McCrery	Rothman	Waters
McDermott	Roukema	Watkins
McGovern	Roybal-Allard	Watt (NC)
McHugh	Royce	Watts (OK)
McInnis	Rush	Waxman
McIntosh	Ryan (WI)	Weiner
McIntyre	Ryun (KS)	Weldon (FL)
McKinney	Sabo	Weller
McNulty	Salmon	Wexler
Meehan	Sanchez	Weygand
Meek (FL)	Sanders	Whitfield
Menendez	Sandlin	Wicker
Metcalfe	Sanford	Wilson
Mica	Sawyer	Wise
Millender-	Saxton	Wolf
McDonald	Schaffer	Woolsey
Miller (FL)	Schakowsky	Wynn
Miller, Gary	Scott	Young (AK)
Miller, George	Sensenbrenner	Young (FL)
Minge	Serrano	

NOT VOTING—13

Becerra	Hooley	Scarborough
Chenoweth	Houghton	Weldon (PA)
Cubin	Jefferson	Wu
Danner	McKeon	
Engel	Meeks (NY)	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.